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STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES  
Land Division  
Honolulu, Hawaii 96813

November 12, 2010

Board of Land and Natural Resources  
State of Hawaii  
Honolulu, Hawaii

PSF#10MD-188

Maui

Issuance of Revocable Permit to MC&A, Inc. for a Teambuilding Event for The Aramark Corporation at Wailea Beach, Maui, at Tax Map Key:(2) 2-1-008: seaward of 109.

APPLICANT:

MC&A, Inc. whose business and mailing address is 615 Piikoi Street, Suite 1000, Honolulu, Hawaii 96814.

LEGAL REFERENCE:

Sections 171-55, Hawaii Revised Statutes, as amended.

LOCATION:

Portion of Government lands of Wailea, Maui identified by Tax Map Key: (2) 2-1-008: seaward of 109, as shown on the attached GIS overview map labeled Exhibit A.

AREA:

5,000 square feet, more or less.

ZONING:

State Land Use District:      Conservation

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admission Act  
DHHL 30% entitlement lands pursuant to the Hawaii State constitution: YES \_\_\_ NO x

CURRENT USE STATUS:

Vacant and unencumbered.

CHARACTER OF USE:

Teambuilding Activities (games and a race with constructed surfboards with materials provided by MC&A Inc).

TERM:

From 7:00 a.m. to 2:00 p.m. on January 29, 2011.

RENTAL:

\$500.00 (Rental based on \$.10 per square feet per day). Total area of requested use is 5,000 square feet.

COLLATERAL SECURITY DEPOSIT:

None

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

In accordance with Hawaii Administrative Rule Section 11-200-8(a)(1)(4) and the Exemption List for the Department of Land and Natural Resources approved by the Environmental Council and dated December 4, 1991, the subject request is exempt from the preparation of an environmental assessment pursuant to Exemption Class No. 1, that states "Operations, repairs or maintenance of existing structures, facilities, equipment, or topographical features, involving negligible or no expansion or change of use beyond that previously existing" and Class No. 4, that states "Minor alteration in the conditions of land, water, or vegetation."

DCCA VERIFICATION:

Place of business registration confirmed:	YES <u>x</u>	NO
Registered business name confirmed:	YES <u>x</u>	NO
Applicant in good standing confirmed:	YES <u>x</u>	NO

REMARKS:

Pursuant to the authority delegated by the Board on September 28, 2001 (D-4), right-of-entry permits were issued for these types of teambuilding and beach activities (games) in the past.

After discussion about different types of commercial activities and any associated requirements, staff brings the request to the Board for disposition. The form of disposition could be in form of a revocable permit.

Applicant has not had a lease, permit, easement or other disposition of State lands terminated within the past five years due to non-compliance with such terms and conditions.

MC&A, Inc. is requesting a right-of-entry permit for the Aramark Corporation to utilize a portion of Wailea Beach for a teambuilding and surfboard race event (refer to Exhibit B). The event is scheduled for January 29, 2011. Set up will start at 7:00 a.m. and breakdown by 2:00 p.m.

MC&A Inc. will be required to obtain a permit from the Division of Boating and Recreation for the portion of the event that will require the use of the ocean and near shore waters.


The proposed activity has historically and routinely occurred and continues to occur on this and other beach areas across the State. Such activities have resulted in no known significant impacts, whether immediate or cumulative, to the natural, environmental and/or cultural resources in the area. As such staff believes that the proposed event use would involve negligible or no expansion or change in use of the subject area beyond that previously existing.

RECOMMENDATION: That the Board

1. Declare that, after considering the potential effects of the proposed disposition as provided by Chapter 343, HRS, and Chapter 11-200, HAR, this project will probably have minimal or no significant effect on the environment and is therefore exempt from the preparation of an environmental assessment.
2. Authorize the issuance of a revocable permit to MC&A Inc. covering the subject area for a teambuilding event purposes under the terms and conditions cited above, which are by this reference incorporated herein and further subject to the following:
  - a. The standard terms and conditions of the most current revocable permit form, as may be amended from time to time;
  - b. Review and approval by the Department of the Attorney General; and
  - c. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

Respectfully Submitted,



 Larry Pacheco, Land Agent

APPROVED FOR SUBMITTAL:

  
✓ Laura H. Thielen, Chairperson



Wailea Beach

MC&A  
Event Site

The Grand Wailea Resort  
(2) 2-1-008-100

Four Seasons Resort  
(2) 2-1-023-007

Exhibit (A)





1/29/11

- Beach fronting  
Four Seasons  
Wailea

OCEAN

BEACH

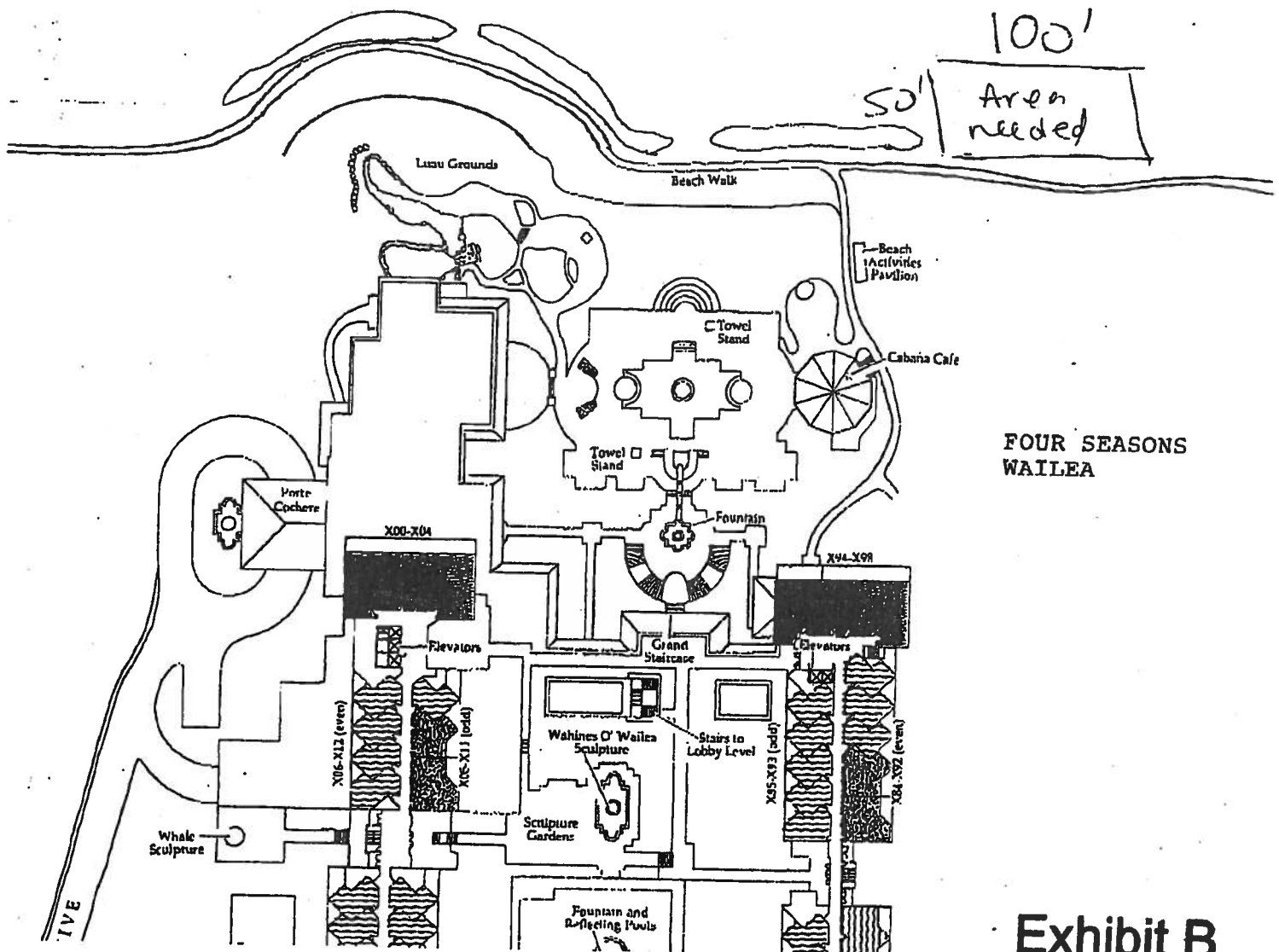
FOUR SEASONS  
WAILA

Exhibit B

LINDA LINGLE  
GOVERNOR OF HAWAII



LAURA H. THIELEN  
CHAIRPERSON  
BOARD OF LAND AND NATURAL RESOURCES  
COMMISSION ON WATER RESOURCE MANAGEMENT

STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES

POST OFFICE BOX 621  
HONOLULU, HAWAII 96809

**EXEMPTION NOTIFICATION**

regarding the preparation of an environmental assessment pursuant to Chapter 343, HRS and Chapter 11-200, HAR

Project Title: Issuance of Revocable Permit to MC&a, Inc. for a Teambuilding Event.

Project/Reference Number: 10MD-188

Project Location: Wailea Beach, Maui; Tax Map Keys: (2) 2-1-008:seaward of 109

Project Description: Teambuilding and surfboard race event.

Chapter 343 Trigger: Use of State Land

Exemption Class No.: In accordance with Hawaii Administrative Rule Section 11-200-8(a)(1)(4) and the Exemption List for the Department of Land and Natural Resources approved by the Environmental Council and dated December 4, 1991, the subject request is exempt from the preparation of an environmental assessment pursuant to Exemption Class No. 1, that states "Operations, repairs or maintenance of existing structures, facilities, equipment or topographical features, involving negligible or no expansion or change of use beyond that previously existing" and Class No. 4, that states "Minor alteration in the conditions of land, water, or vegetation".

The proposed activity has historically and routinely occurred and continues to occur on this and other beach areas across the State. Such activities have resulted in no known significant impacts, whether immediate or cumulative, to the natural, environmental and/or cultural resources in the area. As such staff believes that the proposed event use would involve negligible or no expansion or change in use of the subject area beyond that previously existing.


**EXHIBIT "C"**

Consulted Parties:

Division of Boating & Ocean Recreation

Recommendation:

It is recommended that the Board find that this request will probably have minimal or no significant effect on the environment and is presumed to be exempt from the preparation of an environmental assessment.

  
\_\_\_\_\_  
Laura H. Thielen  
Chairperson

\_\_\_\_\_  
Date